



PTO/SB/21 (09-04)

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

12

Application Number

09/964,451

Filing Date

September 28, 2001

First Named Inventor

Kite et al.

Art Unit

2155

Examiner Name

NA

Attorney Docket Number

20009.0103US01 (BS01-167)

**ENCLOSURES (Check all that apply)**☐

Fee Transmittal Form

☐

Fee Attached

☒

Amendment/Reply

☐

After Final

☐

Affidavits/declaration(s)

☐

Extension of Time Request

☐

Express Abandonment Request

☐

Information Disclosure Statement

☐

Certified Copy of Priority Document(s)

☐Reply to Missing Parts/  
Incomplete Application☐Reply to Missing Parts  
under 37 CFR 1.52 or 1.53☐

Drawing(s)

☐

Licensing-related Papers

☐

Petition

☐Petition to Convert to a  
Provisional Application☐Power of Attorney, Revocation  
Change of Correspondence Address☐

Terminal Disclaimer

☐

Request for Refund

☐

CD, Number of CD(s) \_\_\_\_\_

☐

Landscape Table on CD

☐

After Allowance Communication to TC

☐Appeal Communication to Board  
of Appeals and Interferences☐Appeal Communication to TC  
(Appeal Notice, Brief, Reply Brief)☐

Proprietary Information

☐

Status Letter

☒Other Enclosure(s) (please identify  
below):

Return Postcard

Response to Notice of Non-Compliance

Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name

WITHERS &amp; KEYS, LLC

Signature

Printed name

Jeramie J. Keys

Date

February 9, 2006

Reg. No.

42,724

**CERTIFICATE OF TRANSMISSION/MAILING**

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Jeramie J. Keys

Date

February 9, 2006

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N 09/964,451

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Kite	Examiner:	Baturay
Serial No.:	09/964,451	Group Art Unit:	2155
Filed:	Sept. 28, 2001	Docket No.:	20009.0103US01/(BS01-167)
Title:	SYSTEM AND METHOD FOR TRACKING TELEPHONE NETWORK CAPACITY AND EQUIPMENT		

CERTIFICATE UNDER 37 CFR 1.8:

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By:

Name: Jeramie J. Keys

RESPONSE TO NOTICE OF NON-COMPLIANCE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This communication is in response to the Notice of Non-compliance. The revised claim listing begins on page 2. Remarks begin on page 9.